

**UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
DURHAM DIVISION**

IN THE MATTER OF:	)	No. B-09-81608 C-13D
Anthony I. Martinez	)	
Houda Martinez	)	
	)	
Debtor(s)	)	

**ORDER DENYING CONFIRMATION OF PLAN**

On December 22, 2009, a hearing was held on Objection by the Standing Trustee to confirmation of the Debtors' proposed plan. At the hearing, Edward C. Boltz, Esq. appeared on behalf of the Debtors, and Benjamin E. Lovell, Esq., attorney for the Standing Trustee appeared. No other party appeared. The Court, after considering the Objection and having heard and considered the statements of the attorney for the Trustee, finds that the Objection should be sustained; therefore, it is ORDERED:

1. The Objection by the Trustee to confirmation of the Debtor's proposed plan is sustained and the proposed plan is not confirmed.
2. The Debtors shall have 30 days from December 22, 2009, within which to amend their proposed plan or file a new proposed plan, and in the event an amended or new proposed plan is not timely filed, this case shall be automatically dismissed upon Motion of the Standing Trustee without further notice and hearing.

**PARTIES IN INTEREST**

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